

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

FILED
7/21/26 12:03 pm
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U.S. BANKRUPTCY
COURT - WDPA

In re:

**POTTSVILLE OPERATIONS, LLC, et
al.,**

Debtors

Case No. 24-70418-JAD
Chapter 11 – Jointly Administered
Related to: In re Tucker Operating, LLC,
Case No. 24-70479-JAD

TANIA RHODES,

Movant,

v.

**POTTSVILLE OPERATIONS, LLC, et
al.,**

Respondents.

Hearing Date: July 28, 2026
Response Deadline: June 16, 2026
Related Document No.: 2075

Doc. # 2283

**ORDER GRANTING MOTION OF TANIA RHODES
FOR LIMITED RELIEF FROM THE AUTOMATIC STAY**

Upon consideration of the Amended Motion of Tania Rhodes (“Movant”) for Relief from the Automatic Stay Pursuant to 11 U.S.C. § 362(d) [Doc. No. 2075] (the “Motion”), seeking relief from the automatic stay to permit Movant to proceed with the civil action pending in the United States District Court for the Eastern District of Pennsylvania, captioned *Tania Rhodes v. Tucker Operating LLC, et al.*, Civil Action No. 24-1498 (the “Action”); this Court having jurisdiction over this matter pursuant to under 28 U.S.C. §§ 157 and 1334; is a core proceeding within the meaning of 28 U.S.C. § 157(b)(2)(G); the Court having found that notice of the Motion was adequate and no other or further notice is required; Movant and Tucker Operating, LLC and Tucker Operating< LLC d/b/a Tucker House Nursing & Rehabilitation Center (the “Debtors”) having conferred and reached agreement on the consensual terms of relief set forth herein; the Court having reviewed the Motion and the record in this case; the Court finding that sufficient cause exists to grant the relief requested pursuant to 11 U.S.C. § 362(d)(1) and § 362(d)(2); and after due deliberation and sufficient cause appearing therefor; it is hereby **ORDERED** that:

1. The Motion is GRANTED to the extent set forth herein.
2. The automatic stay imposed by 11 U.S.C. § 362(a) is hereby modified to permit the Action to proceed in all respects against all Defendants, including Debtors and the individual defendants: Cynthia Richardson, Olivia Collins, Michelle Hamilton, Graciela Butler, and Tinda Zoe (collectively, the “Individual Defendants”), through entry of final judgment or other resolution.
3. With respect to any settlement, resolution, or judgment against Tucker Operating, LLC only, Movant agrees to first seek recovery from any applicable insurance policies, including Evanston Insurance Company Management Liability Policy No. MKLV1MML000582, subject to the limits and terms and conditions of such policies.
4. Proof of Claim No. 132 filed by Movant in Case No. 24-70479 is expressly preserved. Nothing in this Order shall constitute a waiver of Movant’s rights with respect to said proof of claim or Movant’s rights against the Debtors’ estates, including in the event that insurance coverage is denied, disputed, or insufficient to satisfy any judgment or settlement.
5. Nothing in this Order limits Movant’s ability to proceed against, or to seek and recover any available relief from, any non-Debtor defendant, including without limitation the Individual Defendants. For the avoidance of doubt, the automatic stay of 11 U.S.C. § 362(a) does not apply to the Individual Defendants, none of whom is a debtor in these proceedings.
6. The Debtors reserve all rights with respect to coverage under any applicable insurance policy, and nothing in this Order constitutes a representation by the Debtors regarding the availability or applicability of coverage.
7. Nothing in this Order shall constitute a determination as to the merits of the claims or defenses asserted in the Action. All parties’ rights, claims, and defenses in the Action are fully preserved, and nothing herein shall be construed as an admission of liability by any party.

8. This Order shall become effective immediately upon entry by this Court and is not subject to the fourteen (14)-day stay provided in Rule 4001(a)(3) of the Federal Rules of Bankruptcy Procedure.

9. This Court shall retain jurisdiction to hear and determine all matters arising from or related to the implementation and interpretation of this Order.

IT IS SO ORDERED.

DATED: July 21, 2026



jsf

Honorable Jeffery A. Deller

United States Bankruptcy Judge

Notice Recipients

District/Off: 0315-7	User: auto	Date Created: 7/21/2026
Case: 24-70418-JAD	Form ID: pdf900	Total: 6

Recipients submitted to the BNC (Bankruptcy Noticing Center) without an address:

cr	Tania Rhodes	TOTAL: 1
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Recipients submitted to the BNC (Bankruptcy Noticing Center):

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